

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Forest Department- Diversion of 0.4351 ha. of Forest Land in different RFs of Nellore Division for construction of OHBR / GLBR and laying of pipeline under CPWSS to Rapur & other habitations, in favour of Superintending Engineer, RWS&S Circle, Nellore - Permission accorded - Orders issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 124

Dated: 07-12-2011

Read the following:-

1. From PCCF, A.P., Hyderabad, Lr.Rc.No.26797/09-F1, Dt.26-04-2011.
2. GOI, Mo.EF, New Delhi Lr.No.11-9/98- FC, dated. 3-1-2005 & 11-9-2009.

ORDER:

In the letter 1st read above, the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad has submitted a proposal under section-2 of Forest (Conservation) Act, 1980 for diversion of 0.4351 ha. of Forest Land in different RFs of Nellore Division for construction of OHBR / GLBR and laying of pipeline under CPWSS to Rapur & other habitations, in favour of Superintending Engineer, RWS&S Circle, Nellore.

2. The proposal has been examined with reference to the guidelines issued by the Government of India in the reference 2nd read above, wherein general approval was granted for diversion of forest land for non forest purposes under the Forest (Conservation) Act, 1980, for certain activities to be carried out by the Government departments involving not more than 1.00 (one) ha. of forest land.
3. Government after careful examination of the proposal and in the light of the guidelines issued by Government of India in the reference 2nd read above, hereby accord permission to the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad, for diversion of 0.4351 ha. of Forest Land in different RFs of Nellore Division for construction of OHBR / GLBR and laying of pipeline under CPWSS to Rapur & other habitations, in favour of Superintending Engineer, RWS&S Circle, Nellore, subject to the following conditions:

- 1) Legal status of forest land shall remain unchanged.
- 2) The project should not involve felling of more than fifty (50) number of trees per hectare. Corresponding permissible limit of maximum number of trees to be felled for the forest area diverted, shall be in proportion to the extent of the diverted area.
- 3) The project site should be outside National Parks or Wildlife Sanctuary or Protected Areas.
- 4) The concerned Divisional Forest Officer shall assess the bare minimum requirement of the forest land for the project, shall certify to this effect.
- 5) The User Agency shall plant and maintain two times the number of trees felled on the diverted land to maintain the green cover at the project cost. Planting site for the purpose will be identified by the State Forest Department (preferably within or in the surrounding area of the project). Only indigenous forest tree species shall be used for such plantations. Trees, if planted on the diverted area will not be felled without the permission of the State Forest Department. Trees, planted in surrounding area, will belong to State Forest Department.
- 6) The User Agency shall be responsible for any loss to the flora / fauna in the surroundings and, therefore, shall take all possible measures to conserve the same.

- 7) The User Agency shall pay the Net Present Value (NPV) of the diverted forest land as per the orders of the Hon'ble Supreme Court, dated:28.3.2008 and 9.5.2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and as per the orders issued by Government of Andhra Pradesh vide Go.Ms.No.124 EFS&T (For.I) Dept., dated:27.7.2010..
- 8) The forest land shall not be used for any purpose other than that specified in the proposal.
- 9) The total forest area utilized for the project shall not exceed 0.4351 ha. In case the land is not taken over by the user agency or the same is not used for the stipulated purpose within a period of two years, then the area shall be taken back by the Forest Department.

4. The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad, is directed to take necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. SAMUEL
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Principal Chief Conservator of Forests,
Andhra Pradesh, Hyderabad.

Copy to:

The Chief Conservator of Forests, (Central),
Government of India, Ministry of Environment & Forests,
Regional office (Southern Zone), Kendriya Sadan, Ivth Floor, E & F Wings,
17th Main Road, II Block, Koramangala, BANGALORE-560 034.

The Superintending Engineer, RWS&S Circle, Nellore

SC/SF

//FORWARDED::BY ORDER//

SECTION OFFICER